

# Court of Appeals, State of Michigan

## ORDER

Christine Bethel v Fortis Insurance Company

Docket No. 260777

LC No. 04-419989-AA

Brian K. Zahra  
Presiding Judge

Helene N. White

Christopher M. Murray  
Judges

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The Court orders that the application for leave to appeal is DENIED for lack of merit in the grounds presented. An agency's decision that is arbitrary and capricious is a decision that is not authorized by law. *Northwestern Nat'l Cas Co v Comm'r of Ins*, 231 Mich App 483, 487-488; 586 NW2d 563 (1998). Defendant makes no argument that the commissioner's decision was not arbitrary and capricious, and the record supports the circuit court's conclusion.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN 29 2005

Date

*Sandra Schultz Mengel*  
Chief Clerk